

From: Berfin Eken
Sent: Fri, 8 Oct 2021 14:08:11 +0200
To: I Registrator
Subject: VB: Follow-up DSA discussion with Marita - Snapchat
Attachments: Snap position on the DSA.pdf, DSA risk-based approach VLOPs_071021.docx
Categories: SW

Från: Laura Seritti <lseritti@snapchat.com>
Skickat: den 7 oktober 2021 11:19
Till: Berfin Eken <berfin.eken@regeringskansliet.se>
Kopia: Marita Ljunggren <marita.ljunggren@gov.se>; Jean Gonie <jgonie@snap.com>
Ämne: Follow-up DSA discussion with Marita - Snapchat

Dear Berfin,
My name is Laura and I recently joined Snapchat to look after EU policy and regulatory matters in Brussels.

Yesterday I had the pleasure of meeting Marita and having a good exchange about the DSA. At the end of our discussion, she kindly referred me to you as she thought our ideas would be of interest.

In a nutshell, we believe that the **DSA** should take a **more proportionate and risk-based approach** to identify **VLOPs (art. 25)**. Stringent VLOP obligations exist to address systemic risks for society and consumers. However, the DSA currently identifies VLOPs solely on the basis of a **single and arbitrary** (eg. no explanation in the IA) **quantitative criterion**, ie. the 45 ml users. Such a **low threshold** is easily met by a **large number of medium sized platforms**, from Europe and elsewhere, that don't cause any wide scale harm. User numbers alone do not imply systemic risk. By assuming that beyond a certain number of users all platforms generate the same type and scale of harm, the current approach is likely to create **disproportionate unnecessary burdens** on many **non-problematic platforms** and possibly **jeopardise** their future ability to compete, grow and innovate in the **EU digital single market**.

We therefore propose an approach whereby platforms meeting the user threshold would **qualify as VLOPs only if they can create systemic risk**. This could be assessed by the DSC, as part of the VLOP designation procedure, based on a number of additional qualitative criteria. I enclose our ideas about how this could be achieved with a **few targeted language suggestions** on art. 25.

Please let us know whether you could be available for a follow-up discussion in the incoming weeks. We would greatly appreciate the opportunity to share with you in more detail our ideas and challenger's perspective on the file, as well as to hear your thoughts on this.

We thank you in advance for your kind consideration and look forward to hearing from you.

Best regards
Laura

--

Laura SERITTI

Head of Public Policy, Brussels

mobile: + 32 485 89 19 25

Snapchat: laura_serit21

email: lseritti@snap.com